THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.18735 of 2006

Dated: 13-09-2006

Between:

Yerra Anjaiah and another.

..... PETITIONERS

AND

The Chief Commissioner of Land Revenue, Hyderabad, and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION NO.18735 of 2006

ORDER:

The petitioners filed the instant writ petition seeking a writ of Mandamus declaring the action of the third respondent, namely, the Revenue Divisional Officer(RDO), Bhongir, Nalgonda District, in trying to dispose of the appeal No.D/1655/2006 dated 26-08-2006 filed by the fifth respondent herein without affording opportunity to the petitioner as illegal and arbitrary.

It is the case of the petitioners that the fifth respondent on 26-08-2006 filed the appeal under Sub-section (5) of Section 5 of the Andhra Pradesh Rights in Land and Pattadar Pass Books Act, 1971 before RDO challenging the entries made in favour of the petitioners in respect of their agricultural lands admeasuring Acs.10.10 guntas in survey Nos.159/A, 159/E, 160/1/A2, 160/1/AA2, 160/1/E2 and 160/1/EE2 situated at Wangapalli Village, Yadagirigutta Mandal, Nalgonda District. It is alleged that no notice was issued to the petitioners and that RDO is passing orders in great haste without affording opportunity to the petitioners.

At the stage of admission itself, on 11-09-2006 the learned Assistant Government Pleader for Revenue (General), after obtaining instructions, submitted that RDO has already passed orders on 08-09-2006 and that the petitioners were very much present before RDO when the matter was heard. In view of this, the matter was adjourned to enable the learned counsel for the petitioners to obtain a copy of the order dated 08-09-2006 for seeking further redressal. When the matter is called today, it is represented that the petitioners have not approached RDO for the copy of the said order.

Now that RDO has already disposed of the appeal filed by the fifth respondent, the grievance of the petitioners made in this writ petition does not survive. The petitioners may obtain a copy of the order dated 08-09-2006 from RDO and file a revision petition before the Joint Collector, Nalgonda District, raising all the contentions.

The writ petition, with the above observations, is accordingly disposed of. No costs.

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(**V.V.S.RAO, J**)

13th September, 2006
ghn